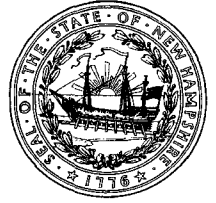




The State of New Hampshire  
**Department of Environmental Services**



Michael P. Nolin  
Commissioner

**LETTER OF DEFICIENCY  
WET 06-061**

June 26, 2006

Allen P. Folsom, Jr.  
Beckwith Builders Inc.  
44 Libby St.  
Wolfeboro, NH 03894

RE: DES Wetlands File #2006-00604, GSR Trust, Timber Ridge Rd., Alton

Dear Mr. Folsom:

On May 31, 2006, personnel from the Department of Environmental Services ("DES") conducted an inspection of the above referenced property, more specifically referenced on Town of Alton Tax Map 58 as Lot 5-19 (the "Property"). The purpose of the inspection was to determine compliance with RSA 482-A and NH Code of Admin. Rules Wt 100-800.

During the inspection the following deficiencies were documented:

1. Approximately 250 to 350 sq. ft. (32' x 5' to 10') of wetland had been filled for lot development with boulders, sand backfill material, and bark mulch.
2. Approximately 100 sq. ft. of wetland had been filled during the construction of a pathway to access the waterfront portion of the lot.
3. Two culverts had been installed within intermittent drainages to construct the driveway to the property.
4. The house location shown on the proposed permit application is located immediately adjacent to and in jurisdictional wetlands.

In response, you are requested to take the following actions:

1. By July 14, 2006, retain a certified wetland scientist to prepare a wetland delineation on the property in accordance with Section F of the 1987 *Corps of Engineers Wetlands Delineation Manual*. Submit the name and address of the certified wetland scientist to DES in writing by July 14, 2006.
2. By August 14, 2006, submit a restoration plan for removal of fill in wetlands to DES for review and approval. Have the restoration plan prepared by the certified wetland scientist. The following should be submitted with the restoration plan:
  - a. A plan with dimensions, drawn to scale, showing:
    1. Existing conditions, with wetland boundaries; and
    2. Proposed conditions after reestablishing the jurisdictional areas;

- b. A detailed description of the proposed means of erosion control (silt fence, hay bales, *etc.*) and stabilization of the restoration area;
  - c. A detailed description of the proposed planting plan for the stabilization and revegetation of the restoration area and control of invasive species such as purple loosestrife (*Lythrum salicaria*) and common reed (*Phragmites australis*) for both the wetland restoration area and shoreline replanting;
  - d. A description of the proposed construction sequence and methods for accomplishing restoration and anticipated restoration compliance date.
  - e. A description of the method of documenting at least 75% survival of all vegetation planted during the restoration project. This should include at a minimum monitoring progress reports for two successive growing seasons following completion of the restoration project.
- 4. Retain a qualified wetland scientist to supervise the implementation of the restoration plan and to submit the restoration progress reports.
  - 5. Implement the restoration plan only after receiving written approval and as conditioned by DES.
  - 6. By August 14, 2006 submit an amended plan for permitting consideration to:
    - a. Retain the two culvert crossings installed within intermittent drainages for the driveway; and
    - b. Relocate the proposed house location far enough back from the delineated wetland boundary to allow construction without inadvertent impacts to the adjacent wetland.

RSA 482-A, the New Hampshire Wetlands law, was enacted to protect and preserve wetlands and surface waters from unregulated despoliation. Prior to dredging, filling, or construction in and adjacent to wetlands or surface waters, an individual is required to obtain a permit. If work is done without a permit, this is considered a violation of RSA 482-A. Failure to respond to this Letter of Deficiency in a timely and complete manner may be construed as noncompliance by the receiving party.

DES personnel may conduct another inspection at a later date to determine whether you have come into and are maintaining full compliance with the applicable statute and rules.


Issuance of this letter shall not preclude further enforcement by DES. Failure to comply with RSA 482-A will result in enforcement by DES, including but not limited to the issuance of fines, administrative orders, or referral to the New Hampshire Office of the Attorney General for prosecution of civil or criminal penalties. If an order is issued to you, it may also be recorded with the Registry of Deeds as an encumbrance against your property.

All documents submitted in response to this Letter of Deficiency should be addressed as follows:

Tracey Boisvert, Compliance Supervisor  
Wetlands Bureau  
Department of Environmental Services  
PO Box 95  
Concord, NH 03302-0095

Should you have any questions regarding this letter, or wish to arrange a meeting, please contact Tracey Boisvert (603) 271-4061.

Sincerely,

  
Collis G. Adams, CWS  
Administrator  
Wetlands Bureau

CERTIFIED MAIL 70001670000005854942

cc: Thomas Walker, Trustee, GSR Trust  
Rene Pelletier, Asst. Director, Water Division  
Gretchen R. Hamel, Administrator, DES Legal Unit ✓  
Alton Conservation Commission  
Alton Board of Selectmen  
USACOE  
Dale Keirstead, DES Wetlands Bureau